

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 98,375-C)

In re Application of:

Mehta, et al.

Serial No.: 09/701,979

Filed: February 12, 2001

For: Method for Staining Biological
Specimens by Combining Ustable Reagents
on a Microscope Slide

Group Art Unit: 1743

Examiner: Not Assigned

FAX RECEIVED
APR 12 2002
PETITIONS OFFICE

TRANSMITTAL LETTER

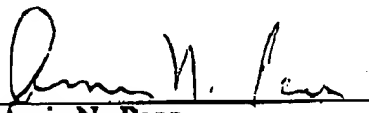
Commissioner for Patents
Washington, D.C. 20231

Sir:

In regard to the above-identified application:

1. We are transmitting herewith the attached
 - a. Notification of Loss of Entitlement to Small Entity Status
 - b. Return Receipt Postcard
2. With respect to additional fees:
 - a. No fee is required.
3. Please charge any deficiency in the amount due, or credit any overpayment, to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. **CERTIFICATE OF MAILING UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this Transmittal Letter and the papers, as described in paragraph 1 herein-above, are being deposited with the United States Postal Service with sufficient postage as "First Class Mail" in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on this 4th day of June, 2001.

By:


Amir N. Penn
Reg. No. 40,767

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NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

Commissioner for Patents
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Sir:

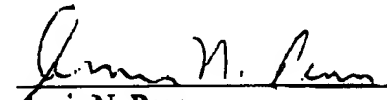
On February 6, 2001, Applicant, through its attorney, submitted a Declaration and Power of Attorney, in response to a notification of missing requirements of application, for serial number 09/701,979, claiming small entity status. The signing attorney was unaware that Applicant has attained status as a large entity. Applicant hereby notifies the PTO that it is no longer entitled to status as a small entity, and that the claim for small entity status, set forth in the response to notification of missing requirements of application, is hereby withdrawn. The erroneous claim to small entity status was made in good faith, without any intent whatsoever to deceive or commit fraud on the Patent Office. It is believed that no fee is due at this time, since, at the time the application was filed, Applicant paid the large entity fee (including the surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed

Adjustment date: 06/28/2002 AKELLEY
02/15/2001 NGUYEN 00000130 09701979
01 FC:254 -65.00 OP
Adjustment date: 06/28/2002 AKELLEY
03/01/2001 UEDUVIJE 00000021 09701979
04/07/2002 AKELLEY 00000003 1324900.00 09701979
01 FC:154 130.00 OP
02 FC:964 153.00 CH 15.00 OP

priority date, according to 37 CFR 1.492(e)). If any additional fees are due, please charge them to Deposit Account 13-2490.

Respectfully submitted,
MCDONNELL BOEHNEN HULBERT & BERGHOFF

Date: June 4, 2001


Amir N. Penn
Reg. No. 40,767

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